

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34992 of 2008
SAROJ YADAV
S/O-Godhan Yadav, R/O-Vill-Bimva, P.S.-Jagdishpur, Distt.-Bhojpur. Petitioner.
Versus
STATE OF BIHAR

3/ 17.11.2008 Heard learned Counsel for the petitioner and learned
Counsel appearing on behalf of the State.

The petitioner seeks bail in a case which has been registered
under Sections 302/34 of the Indian Penal Code.

According to the allegation the informant's nephew
Mundrika Singh aged 40 was widower. He was having illicit
relationship with his neighbour. This illicit relationship was being
discarded by the society and it is alleged that the named accused
persons including the petitioner variously assaulted the informant's
nephew which proved fatal.

Submission is that the death was elsewhere and the
petitioner has been falsely implicated because in inspection of place of
occurrence no blood was found. There is no specific accusation as to
who is the assailant.

Considering the facts and circumstances of the case, the
petitioner Saroj Yadav is ordered to be released on bail on furnishing
bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like
amount each to the satisfaction of Sri Dharmendra Mishra, Judicial
Magistrate, First Class, Bhojpur at Ara in connection with Trial No.
3538 of 2008 arising out of Jagdishpur P.S. Case No. 31/2008.

kksinha/

(Shyam Kishore Sharma, J.)

